

1 Ekwan E. Rhow - State Bar No. 174604  
eer@birdmarella.com  
2 Timothy B. Yoo - State Bar No. 254332  
tby@birdmarella.com  
3 BIRD, MARELLA, BOXER, WOLPERT, NESSIM,  
DROOKS, LINCENBERG & RHOW, P.C.  
4 1875 Century Park East, 23rd Floor  
Los Angeles, California 90067-2561  
5 Telephone: (310) 201-2100  
Facsimile: (310) 201-2110  
6  
7 Attorneys for Defendants CJ E&M  
Corporation and CJ E&M America, Inc.

8  
9 **UNITED STATES DISTRICT COURT**  
10 **CENTRAL DISTRICT OF CALIFORNIA, WESTERN DIVISION**

11 DFSB KOLLECTIVE CO. LTD.,

12 Plaintiff,

13 vs.

14 CJ E&M, INC., a Korean corporation;  
15 CJ E&M AMERICA, INC., a California  
corporation,

16 Defendants.  
17

CASE NO. 2:15-cv-01650-SVW-FFM

**DEFENDANTS' APPLICATION TO  
FILE VARIOUS DOCUMENTS  
UNDER SEAL**

[Proposed Order Filed Concurrently]

Crtrm.: 6

Assigned to Hon. Stephen V. Wilson

18 Pursuant to Local Rule 79-5 and the Protective Order entered by the Court in  
19 this action (Dkt. No. 34), Defendants CJ E&M Corporation and CJ E&M America,  
20 Inc. ("Defendants") submit this application to file various documents in connection  
21 with their Motion to Dismiss Plaintiff's Complaint Based on *Forum Non*  
22 *Conveniens* ("FNC Motion") under seal, including:

- 23 • The Declaration of Timothy B. Yoo In Support of the FNC Motion  
24 ("Yoo Declaration ISO FNC Motion") and confidential Exhibits A and  
25 C as well as portions of Exhibit J thereto; and
- 26 • Portions of the Memorandum of Points and Authorities In Support of  
27 the FNC Motion referencing the above confidential exhibits.

28 The Protective Order in this case permits a party to designate materials as

1 “Confidential” or “Confidential – Attorneys’ Eyes Only” or “Confidential – AEO.”  
2 (Dkt. No. 34, ¶ 5.4)

3 The proposed redacted documents have been designated as “Confidential” or  
4 “Attorneys’ Eyes Only” by other parties (Exhibit A to the Yoo Declaration ISO  
5 FNC Motion was designated “Confidential” by Beats Music, a non-party, Exhibit C  
6 to the Yoo Declaration ISO FNC Motion was designated “Confidential” by Plaintiff  
7 DFSB Kollektive Co. Ltd. (“Plaintiff”), and portions of Exhibit J to the Yoo  
8 Declaration ISO FNC Motion were designated “Attorneys’ Eyes Only” by Plaintiff).

9 To be sure, the burden to justify the “Confidential” or “Attorneys’ Eyes Only”  
10 designation falls on the designating parties. Defendants seek only to comply with  
11 the Protective Order which governs the use and disclosure of protected material.  
12 (Dkt. No. 34, ¶ 7)

13 Accordingly, Defendants request that the Court grant this application and  
14 order that the foregoing documents be filed under seal.

15 Redacted versions of the documents are attached hereto.

16  
17 DATED: December 28, 2015 Ekwan E. Rhaw  
18 Timothy B. Yoo  
19 Bird, Marella, Boxer, Wolpert, Nessim,  
20 Drooks, Lincenberg & Rhaw, P.C.

21  
22 By: /s/ Timothy Yoo  
23 Timothy B. Yoo  
24 Attorneys for Defendant CJ E&M  
25 Corporation and CJ E&M America, Inc.  
26  
27  
28